



RCEP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the below date of deposit.

Date of Deposit:	12/08/2005	Name of Person Making the Deposit:	Kristel Lang	Signature of the Person Making the Deposit:	<i>Kristel Lang</i>
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Inventor(s): CI et al.

Confirmation No.: 7142

Application No.: 10/074,803

Group Art Unit: 2143

Filed: 02/12/2002

Examiner: Avellino, J.E.

Title: OPTIMUM FRAME SIZE PREDICTOR FOR WIRELESS LOCAL AREA NETWORK

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**  
**(SUBSECTION(B) OF 35 U.S.C. § 132)**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

1. Submission required under a filing under 37 C.F.R. § 1.114

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/ reply under 37 C.F.R. § 1.116  
previously filed on 10/25/2005  
(Any unentered amendment(s) referred to above will be entered)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously  
filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☐ Enclosedi. ☐ Amendment/Replyii. ☐ Affidavit(s)/Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☐ Other \_\_\_\_\_

2. Miscellaneous

37 a. ☐ Suspension of action on the above-identified application is requested under  
C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
(period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)

b. Other \_\_\_\_\_

**Extension of Term**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

- (a) ☒ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

<u>Extension</u>	<u>Fee</u>
<input type="checkbox"/> one month	\$120.00
<input checked="" type="checkbox"/> two months	\$450.00
<input type="checkbox"/> three months	\$11,20.00
<input type="checkbox"/> four months	\$1,590.00
<input type="checkbox"/> five months	\$2,160.00
	<u>Fee \$ 450.00</u>

If an additional extension of time is required, please consider this a petition therefor.

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEES DUE**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

<b>CLAIMS</b>					
	NO. OF CLAIMS	HIGHEST PAID	EXTRA CLAIMS	RATE	FEES
Basic Application Fee					\$790.00
Total Claims	20	- 20=	0	X \$50 =	\$0.00
Independent Claims	3	- 3=	0	X \$200 =	\$0.00
If multiple dependent claims are presented, add \$360.00					\$0.00
<b>TOTAL APPLICATION FEE DUE</b>					<b>\$790.00</b>

**PAYMENT OF FEES**

- The full fee due in connection with this communication is provided as follows:
  - ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.  
A duplicate copy of this authorization is enclosed.
  - ☒ A check in the amount of \$ 1,240.00


[ ] Charge any fees required or credit any overpayments associated with this filing to  
Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the  
following address:

**WAGNER, MURABITO & HAO LLP**  
Two North Market Street, Third Floor  
San Jose, California 95113  
(408) 938-9060  
Customer No: 41066

Respectfully submitted,

Date: 12/08/08

By:   
John P. Wagner Jr.  
Reg. No.: 35,398